

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
No. 5:12-CV-652-FL

COLEMAN BENDER,

Plaintiff,

v.

PENISTER, CLOSSON  
& ASSOCIATES, INC., et al.,

Defendants.

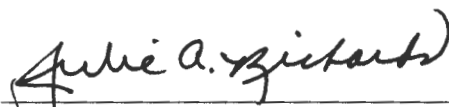
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**ENTRY OF DEFAULT**

On October 5, 2012, Coleman Bender (“plaintiff”) initiated this action against Penister, Closson & Associates, Inc. (“defendant”) [D.E. 1]. Plaintiff alleges that defendant’s registered agent was served with summons and the complaint on December 4, 2012 [D.E. 7]. On January 28, 2013, plaintiff moved for entry of default against defendant [D.E. 9].

Rule 55(a) of the Federal Rules of Civil Procedure provides for entry of default against a party who “has failed to plead or otherwise defend.” To date, defendant has failed to answer or otherwise respond to plaintiff’s complaint. Accordingly, plaintiff’s motion is granted [D.E. 9] and default is entered against defendant Penister, Closson & Associates, Inc under Fed. R. Civ. P. 55(a).

SO ORDERED. This 25<sup>th</sup> day of February 2013.

  
Julie A. Richards, Clerk of Court